

## DECLARATION FOR PATENT APPLICATION

Original

Supplemental

Substitute

PCT

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below), or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### FORMULATION COMPRISING FENOFIBRIC ACID, A PHYSIOLOGICALLY ACCEPTABLE SALT OR DERIVATIVE THEREOF

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(Title of the Invention)

the specification of which (check one)

is attached hereto.

was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_.

was described and claimed in PCT International Application No. PCT/EP03/014331 filed on Dec. 16, 2003 and as amended under PCT Article 19 on -- (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 (a) - (d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified, by checking the box below, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Applications			Priority Claimed		Copy Attached	
Application Number	Country	Foreign Filing Date (MM/DD/YYYY)	YES	NO	YES	NO

## Declaration for Patent Application

Page 2

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below and claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Parent Application Number	Filing Date (MM/DD/YYYY)	Status (Mark Appropriate Column Below)		
		Patented	Pending	Abandoned
US 60/453,694	December 17, 2002			X

As a named inventor, I hereby revoke all prior powers and appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

FIRM NAME: NOVAK DRUCE & QUIGG, LLP, 1300 Eye Street, N.W., 400 East Tower, Washington, D.C. 20005.

Name	Registration No.
Tracy W. Druce	35,493
Alan Ball	42,286
Scott Zimmerman	41,390
Richard Auchterlonie	30,607
Vincent M. DeLuca	32,408
Stephen B. Parker	36,631
Jason D. Voight	42,205
Daniel S. Kim	51,877

I acknowledge the above-listed attorneys and agents and their firm NOVAK DRUCE & QUIGG, LLP represent my employer (if I am an employee and this application has been or will be assigned to my employer) or the entity with which I have contracted (if I am an independent contractor and this application has been or will be assigned to such entity) and in such cases do not represent me individually. I further acknowledge I have not established, nor will I seek to establish, any personal attorney/client relationship with NOVAK DRUCE & QUIGG, LLP in connection with this application and understand that, should I require legal representation, I will obtain such, at my expense, other than through NOVAK DRUCE & QUIGG, LLP.

Send Correspondence to: **CUSTOMER NUMBER 26474** - Attn: Tracy W. Druce

Direct telephone calls to: Tracy W. Druce at (202) 659-0100

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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1 -  $\infty$   
Full name of *first* or *sole* inventor Joerg Rosenberg  
Inventor's signature J. Rosenberg Date 15 - Jul - 2005  
Residence Bruchstrasse 29, 67158 Ellerstadt, Germany  DEX  
Citizenship GERMANY  
Post Office Address Bruchstrasse 29, 67158 Ellerstadt, Germany *(please complete)*

2 -  $\infty$   
Full name of *second* inventor Matthias Degenhardt  
Inventor's signature M. Degenhardt Date 25 Jul 2005  
Residence Roemerweg 5a, 67117 Limburgerhof, Germany  DEX  
Citizenship GERMANY  
Post Office Address Roemerweg 5a, 67117 Limburgerhof, Germany *(please complete)*

3 -  $\infty$   
Full name of *third* inventor Joerg Breitenbach  
Inventor's signature J. Breitenbach Date 25. July 2005  
Residence Hans-Sachs-Ring 95a, 68199 Mannheim, Germany  DEX  
Citizenship GERMANY  
Post Office Address Hans-Sachs-Ring 95a, 68199 Mannheim, Germany *(please complete)*

Declaration for Patent Application  
Page 4

4 -       

Full name of *forth* inventor Tom L. Reiland  
Inventor's signature Tom L. Reiland Date 13 Sept 2005  
Residence 33974 North Lake Shore Drive, Gages Lake, 60030 (US)  
Citizenship United States  
Post Office Address 33974 North Lake Shore Drive, Gages Lake, 60030 (US) (please complete)

5 -       

Full name of *fifth* inventor Kennan C. MARSH  
Inventor's signature Kennan Marsh Date 01 Sept 2005  
Residence 1499 McKinley, Lake Forest, 60046 (US)  
Citizenship United States  
Post Office Address 1499 McKinley, Lake Forest, 60046 (US) (please complete)